910

Sectt. II-27--40,004--6-28-38.

Revenue (1929) Department.

Jus SERIES.

G.O. No. 1223

DATED 24-6-1929

[Despatch Abstract.]

Assignment - Land - (South Kanara) - Karkal taluk - Puchamogru village - S.No.177/1 - Parish Union of the Diocese of Mangalore Sanctioned.

C.F. 31

Revenue **DEPARTMENT.**

CURRENT No. 7807 Cav F3 6.3.29

Received 6-MAR-1929 192 *Registered* 6 3 192 9

E 21 on 14/3.

Subject.

839 E / 14.3.29

Assignment - Land - (Kanara South) - Karkal taluk - Puchamogar village - S.No.177/1 - (2.41 acres) Parish Union of tne Diocese of Mangalore -

**

ENCLOSURES.
No.
Spare copies.

Reference-B-No.756/29.1,

Station Madras, *Dated the* 2nd March 1929.

From B.G.Holdsworth, Esquire, I.C.S.,

Secretary - Land Revenue. and

The Board of Revenue, ~~Revenue~~ Settlement, ~~etc.~~

~~Separate Revenue~~

H.G.Stokes Esquire, C.S.I., C.I.E., I.C.S.,
Commissioner of Land Revenue.

Resolution

Reference.

**

Read the following paper:-

Letter from G.W.Wells Esquire, M.A., I.C.S., - Collector of South Kanara, R.O.C.No.7285/28-A.6, dated the 12th February 1929.

--

S.No.177/1 measuring 2.41 acres of Puchamogar village, Karkal taluk has been applied for on darkhast by the Vicar of the Church of the Holy Cross at Hosbettu. The plot forms direct Kumaki to the Kadim lands S.Nos.61/3 and 4 adjoining it on the North and held by the Church on muli - right. It contains three tenants houses built prior to - settlement and certain other green cultivation on an extent of about 28 cents. The Tahsildar, recommends its assign- ment in the name of the Church. As the Church is an alien body and the land cannot be assigned without Government

sanction

vide sketch at p.5 of (K)

sanction, I consulted both the Vicar of the Church and the Secretary of the Parish Union of the Diocese of - Mangalore. Neither of them objects to the assignment of the plot in the name of the Parish Union. I recommend that Government may be moved to sanction this assignment.

2. The particulars of lands held by the Church in the village and the District are given below:-

Village or District.	Wet A.C.	Garden. A. C.	Dry. A.C.	T o t a l Assessment.
Village.	2.75	4.44	0.42	Rs.41-3-0
District.	65.95	28.16	13.90	Rs411-1-0

3. The records of D.R.541/37 together with copies of letter dated the 28th December 1928 from the Secretary of the Parish Union and statement dated the 2nd January 1929 of the Vicar of the Church are submitted herewith.

(K) pp 3-4 infra

:-:

REFERENCE.

Submitted to Government.

2. The Board requests that the Government may be pleased to sanction the assignment under paragraph 23 of B.S.O. No.15.

p9 of cor SR fp 76 at p 29 of B.S.O, Vol. I (No 1 in Temp list)

N Kariappa
4.3.29.
for S e c r e t a r y.

To the Secretary to Government, Revenue Department, with the records No.D.R. 541/37 ~~and on enclosure~~

(K)

c.n.n./4-3-1929.
ACRN 43

Copy of letter R.O.C.No.7285/28-A.6, dated the 28th December 1928, from the Secretary, - Parish Union of the Diocese of Mangalore, to the Collector of South Kanara.

-:-

Assignment - Land - Karkal taluk - Puchamogar village - S.No.177/1 - Hosbettu Roman Catholic Church.

-:-

The Parish Union is willing to have the extent of 28 cents in S.No.177/1 of Puchamogar - village, Karkal taluk forming kumaki to the kadim lands S.No.61/3 and 4 of the same village, - - applied for by Rev.Fr.J.M.A. Vas, Manager of the - Holy Cross Church at Hosbettu, assigned in the name of the Parish Union.

I have no information as to the lands - - possessed by that Church in the District and as to the assessment paid, but I think the same may be - obtained through the village Shanbhogue.

-:-

Statement of Rev,Fr.J.M.A. Vas, Vicar of the Church of the Holy Cross at Hosbettu recorded by the Revenue Inspector, Mudabidri Firka on 2nd January 1929.

:-:

Heard the Collector's order R.O.C.No.7285/28-A.6 now read over to me. The Church of the - Holy Cross at Hosbettu owns properties only in - Puchamogar, Hosbettu, Irvail, Maroor and Pranthya villages. I have not got the pattas of those - properties with me. Since under the existing - rules the assignments of darkhast lands cannot be made in the name of the Church, I have no objection to the assignment of S.No.177/1 of Puchamogar - village being made in the name of the Parish Union of the Diocese of Mangalore. I am the Manager for the time being of the Church. I admit that this

statement

4

statement is correctly recorded.

(Sd)J.M.A. Vas,
v i c a r.

Read over to the deponent and admitted by him to be correct.

(Sd) K. Abdul Gafoor,
Rev: Inspector.

:-:

c.n.n./4-3-1929.

5

Revenue Dept

G.M. No 839E/29-1 dt 25.3.29

Assignment - Land - (South Kanara) - Karkal taluk Puchamogar village - S. No 177/1, Parish Union of the Diocese of Mangalore - Board's Reference No B- 756/29-1 dt 2-3-1929.

The Board of Revenue is requested to report who are the actual occupants of S. No 177/1 measuring 2.41 acres, in Puchamogar village, Karkal taluk and whether there is any objection to the assignment of the land to them.

25.3.29

To

The Board of Revenue,

7

30

Revenue - **DEPARTMENT.**

C.F. 31

CURRENT No. 4322

Received ... 192 *Registered* ... 192 .

Subject.

Assignment - Land - (Kanara South) - Karkal Taluk - Puchamogar village - S.No.177/1 - Parish Union of the Diocese of Mangalore -

ENCLOSURES.
No.
Spare copies

Reference-BNo. 756/29.3,

Station Madras, *Dated the* 4th June 1929.

From B.G.Holdsworth, Esquire, I.C.S.,

Secretary - Land Revenue. and

~~Ex-officio~~ Board of Revenue, ~~Revenue~~ Settlement, ~~etc~~

~~Ex-officio Revenue~~

H.G.Stokes Esquire, C.S.I., C.I.E., I.C.S.,
Commissioner of Land Revenue.

~~Resolution~~
Reference.

**

Read the following paper:-

Letter from G.W. Wells Esquire, M.A., I.C.S., - Collector of South Kanara, R.O.C. No.7285/28-A.6, dated the 24th May 1929.

--

Board's Reference No.B-756/29.2, dated the 4th April 1929.

--

S.No.177/1 of Puchamogar village contains four tenants' houses built by the Church and occupied by four persons viz., (1) Bavthis Lobo, (2) Gaspari Costa, (3)Jaku Goveas and (4) Siman Lobo. The Parish Priest objects to the assignment of the land to them on the grounds that the houses were built at the expense of the Church and that the occupants have executed chalgeni leases in favour of the - Church. The tenants admit that they have occupied the -

houses

8

houses on chalgeni tenure and do not object to the assignment of the land to the Church. I do not, therefore, see any ground to recommend the assignment of the land to the occupants.

:-:

REFERENCE.

Reference.- Government Memorandum No.839 E/29.1, dated the 25th March 1929.

-:-

Submitted to Government.

for Secretary.

5.6.29.

To the Secretary to Government, Revenue Department.

- - - -

c.n.n./5-6-1929.

RN 5.6.29.
V.M.

9

Revenue Dept

[C No 839 C/29] Assignment - Land - (South Kanara) - Karkal taluk - Puchamogar village - S.No 177/1 - (2.41 acres) - Parish union of the Diocese of Mangalore.

From the Board of Rev (ARTS) No B. 756/29. dt 2-3-1929.

To Under Secretary

The lands applied for by the Vicar of the Church of the Holy Cross for his direct kumaki to the Kadim lands held by the Church on Muli right.

[(1) Kumaki lands are Government waste lands of ancient or kadim wargs (ie wargs formed prior to fasli 1276) in which the wargdar is allowed to enjoy privileges of grazing cattle, cutting leaves firewood and timber for his own agricultural and domestic purposes.

(2) Mulivarg (or warg held on muli right) is an ancestral or hereditari Estate].

para 11 at p 18 of (F) — p 1 of (S)

2 Assignment of plots of kumaki lands since the settlement should be done in accordance with the rules in B.S.O No 15 para 40. Attention is in this connection invited to item 2 at page 7 of Secretary's note in flag (S). It is proposed

pp 16-17 of Correspondence in pp 28 of B.S. Vol I Book No I

to assign Kumaki which are held under effective occupation to the actual occupant; and land which has been brought under cultivation, has been occupied as a house site, planted with trees or otherwise reduced into exclusive possession is considered to be land effectively occupied. In the present case the land applied for is reported to contain three tenants houses built prior to settlement and certain other green cultivation of about 28 cents. It is presumed that the houses referred to belong to the church and not to any tenants of the church and that the occupation can be taken to be "effective occupation" by the church of the Kumaki land applied for. If a reference on this point is considered unnecessary the assignment of the land in favour of the Parish union may be sanctioned. p1 CF. A

3 From page 35 of the papers in (K) it is seen that it is proposed to collect back assessment on 1.50 acres from the year of settlement (~~in spite of the fact that the houses were built prior to settlement~~). The Board may be informed definitely that back assessment should not be collected.

4 Subject to orders at 'A' on page 2 supra a draft order sanctioning the assignment is submitted for approval.

P.K.
20/3/29

Ask the Bd who are the actual occupants and whether there is any objection to the assignment of the land to them

DDV
23/3.29

To Under Secy

A draft O.m. to the Board of Rev. is submitted for approval.

DDV
25.3.29

P.K.
23/3/29

S
21'3 29

P5CF Issued as Ors 839 E 29-c dy 25-3-29. ~~to Bd of Rev.~~

107-8 CF Cav 1432E From Board of Rev Rep B.750/29: 4602

To us:

Please see the Govt's reply

See G.O 661/29 at P 7.8CF.

(M)

A draft order is posted for approval

DDV
12.6.29
S.

13/6/29

G
28/6/29

Sent to mss dept. Circ. 14.6.29

mss dept
21/6 29 8.6.29

12

Sectt. 11-10 (s)—36,502-27-11-23. (6)

Revenue DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.		
When copied ..	24.6	
When examined ..		
When signed ..		
When despatched ..		

15/2416.

READ AGAIN G.O No ....., dated ..... 192 .

" " " " ..... " ..... 192 .

READ ALSO:-

1) 2C'O. No. ~~239~~ 839 E, From the Board of Rev dRRS., No. B. 256/9-1, dated 2-3-1929.

2) SCF " " Om to the Board of Rev dRRS " 839 E 9-1 " 25-3-1929

3) PJCF " From the " " Board of Rev dRRS " Ref: B.756/9-3 " 4-6-1929.

ORDER.

No. 1223, dated 24-6-1929

Under paragraph 23 of BSO No 15, the Govt: permit the assignment to the Parish Union of the Diocese of Mangalore of Sy No 177/1 measuring 2.41 acres in Puchamogar village, Karkal taluk, South Kanara Dt.

2 No back assessment should be collected from the Parish Union of the Diocese of Mangalore.

Dpd. by Van / ~~Post~~ / Messenger

To the Board of Rev: dRRS.

(with a file returned)